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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/085,239	02/27/2002	Simon Ward	40409-505N01US	1714
36623 7590 01/03/2011 MINTZ, LEVIN, COHN, FERRIS, GLOVSKY AND POPEO, P.C ONE FINANCIAL CENTER BOSTON, MA 02111				
EXAMINER ROYDS, LESLIE A				
ART UNIT		PAPER NUMBER		
1614				
MAIL DATE		DELIVERY MODE		
01/03/2011		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10/085,239	2/27/2002	WARD ET AL.	40409-505N01US

**EXAMINER**

Leslie A. Royds

ART UNIT	PAPER
1614	20101227

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents****NOTICE OF NON-COMPLIANT AMENDMENT**

The reply filed October 20, 2010 fails to be compliant with the provisions of 37 C.F.R. 1.121(c) for the following reasons: instant claim 40 has been amended to add the word "keratosis" in 1.2 of the claim (as evidenced by the underlining), but then presents the underlined term with strike-through to apparently indicate deletion of the term. Accordingly, it is unclear whether this limitation is intended to be added or deleted from the claim due to the conflicting indications presented in the amended claim listing of October 20, 2010. Applicant is directed to 37 C.F.R. 1.121(c) regarding presentation of proper claim amendments, which directs that, "All claims being currently amended in an amendment paper shall be presented in the claim listing, indicate a status of "currently amended," and be submitted with markings to indicate the changes that have been made relative to the immediate prior version of the claims. The text of any added subject matter must be shown by underlining the added text. The text of any deleted matter must be shown by strike-through except that double brackets placed before and after the deleted characters may be used to show deletion of five or fewer consecutive characters. The text of any deleted subject matter must be shown by being placed within double brackets if strike-through cannot be easily perceived."

Applicant is required, in reply to this notice, to submit a clear listing of all pending claims amended in compliance with 37 C.F.R. 1.121(c) to show the intended changes to the claims and to specifically clarify the issue noted supra. Failure to comply with these instructions will again render the reply NON-COMPLIANT and may delay prosecution.

Since the above-mentioned response appears to be a bona fide attempt to reply, Applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction, as well as a proper response to the previous Office Action, in order to avoid abandonment. Extensions of this time period under 37 C.F.R. 1.136(a) are available.

Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Leslie A. Royds, whose telephone number is (571)-272-6096. The Examiner can normally be reached Monday through Friday, 9:00 AM to 5:30 PM. If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Ardin H. Marschel, can be reached on (571)-272-0718. The fax phone number for the organization where this application or proceeding is assigned is (571)-273-8300.

